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STATUTORY INSTRUMENTS

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**2017 No. 470**

**LOCAL GOVERNMENT, ENGLAND  
POLICE, ENGLAND AND WALES**

The Greater Manchester Combined Authority  
(Transfer of Police and Crime Commissioner  
Functions to the Mayor) Order 2017

Made - - - - 24th March 2017

Coming into force in accordance with article 1

THE GREATER MANCHESTER COMBINED AUTHORITY  
(TRANSFER OF POLICE AND CRIME COMMISSIONER  
FUNCTIONS TO THE MAYOR) ORDER 2017

1. Citation and commencement
2. Interpretation
3. Transfer of police and crime commissioner functions

*Transitional arrangements and asset transfers*

4. Transfer of property, rights and liabilities
5. Secondments
6. Continuity
7. Foreign property etc, perfection of vesting
8. Transfers: supplementary provision
9. Extension of financial year of Police and Crime Commissioner and Chief Constable for Greater Manchester

*Consequential amendments and modifications*

10. Amendments to the Police Reform and Social Responsibility Act 2011
  11. Modifications to the Local Government Act 1972
- Signature

**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Greater Manchester Combined Authority (Transfer of Police and Crime Commissioner Functions to the Mayor) Order 2017. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

#### PART 1 — Primary Legislation

1. Police (Property) Act 1897
2. Trustee Investments Act 1961
3. Pensions (Increase) Act 1971
4. Local Government (Miscellaneous Provisions) Act 1976
5. Local Government, Planning and Land Act 1980
6. Dartford-Thurrock Crossing Act 1988
7. Local Government Finance Act 1988
8. Road Traffic Act 1988
9. Local Government and Housing Act 1989
10. Police Act 1996
11. Police Reform Act 2002
12. Proceeds of Crime Act 2002
13. Local Government Act 2003
14. Railways and Transport Safety Act 2003
15. Local Government and Public Involvement in Health Act 2007
16. Local Democracy, Economic Development and Construction Act 2009
17. Police Reform and Social Responsibility Act 2011
18. In section 5— (a) in subsection (1), for “ordinary election”...
19. In section 7(7)— (a) in the definition of “financial year”,...
20. In section 16— (a) for subsection (1), substitute—
21. In section 18— (a) for each reference to “deputy police...”
22. In section 21, after subsection (3) insert—
23. In section 28— (a) omit subsections (1A) and (1B);
24. In section 29— (a) for subsection (1), substitute—
25. In section 30— (a) in subsection (1), for “relevant police...”
26. In subsection 31(3), for paragraphs (b) to (d) substitute—
27. In section 62— (a) for subsection (1), substitute—
28. For section 63, substitute— (1) Subsection (2) applies where—
29. For section 64(3) to (4A), substitute— (3) A person is...
30. In section 65— (a) in subsection (1)(e), insert after paragraph...
31. In section 70— (a) for subsection (1), substitute—
32. In Schedule 1— (a) for paragraph 1, substitute— This Schedule applies in relation to the mayor in the...
33. In Schedule 5— (a) in paragraph 1—
34. In Schedule 6— (a) for paragraph 21, substitute— The mayor, a member of the combined authority appointed by...
35. In Schedule 7— (a) in paragraph 3(1)(a)(ii), for “deputy police...”
36. In Schedule 8— (a) for paragraph 4(10), substitute—
37. Local Audit and Accountability Act 2014

#### PART 2 — Secondary Legislation

38. Motor Vehicles (Third Party Risks) Regulations 1972
39. Official Secrets Act 1989 (Prescription) Order 1990
40. Police (Disposal of Sound Equipment) Regulations 1995
41. Police (Property) Regulations 1997
42. Health and Safety (Enforcing Authority) Regulations 1998
43. Motor Vehicles (Driving Licences) Regulations 1999
44. Redundancy Payments (Continuity of Employment in Local Government, etc) (Modification) Order 1999
45. Motor Vehicles (Access to Driver Licensing Records) Regulations 2001
46. Police and Criminal Evidence Act 1984 (Drug Testing of Persons in Police Detention) (Prescribed Persons) Regulations 2001
47. Police Regulations 2003

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48. Docking of Working Dogs' Tails (England) Regulations 2007
49. REACH Enforcement Regulations 2008
50. Elected Local Policing Bodies (Specified Information) Order 2011
51. Policing Protocol Order 2011
52. Elected Local Policing Bodies (Complaints and Misconduct) Regulations 2012
53. Police Appeals Tribunals Rules 2012
54. Police and Crime Commissioner (Disqualification) (Supplementary Provisions) Regulations 2012
55. Police and Crime Panels (Precepts and Chief Constable Appointments) Regulations 2012
56. Local Government Pension Scheme Regulations 2013
57. Local Audit (Auditor Resignation and Removal) Regulations 2014
58. Combined Authorities (Mayors) (Filling of Vacancies) Order 2017

SCHEDULE 2 — Exclusion of legislation from application to the combined authority mayor with policing and crime functions

1. Primary Legislation
2. The following provisions of the Local Government Act 1972—
3. Section 5(3)(baa) of the Rent (Agriculture) Act 1976.
4. Section 14(1)(caa) of the Rent Act 1977.
5. Sections 95, 96A, 97 and 98 of the Local Government,...
6. Sections 33 and 41 of the Local Government (Miscellaneous Provisions)...
7. Sections 13AB(8)(f) and 13B(4)(g) of the Representation of the People...
8. Section 60 of the County Courts Act 1984.
9. Sections 80(1), 157(1), 171(2), 573(1), paragraph 2(1) of Schedule 1,...
10. Section 38 of the Landlord and Tenant Act 1985.
11. Section 7 of the Local Government Act 1986.
12. Section 58 of the Landlord and Tenant Act 1987.
13. Paragraph 12(2)(g) of Schedule 1 to the Housing Act 1988....
14. Sections 111, 113, 114 and 114A Local Government Finance Act...
15. Section 39 of the Local Government Finance Act 1992.
16. Section 33 of the Value Added Tax Act 1994.
17. Section 94 of the Police Act 1996.
18. Paragraph 57 of Schedule 1 to the Freedom of Information...
19. Sections 21 and 22 of the Local Government Act 2003....
20. The following provisions of the Fire and Rescue Services Act...
21. The following provisions of the 2011 Act—
22. Paragraph 19 of Schedule 2 to the Local Audit and...
23. Sections 5(7)(a) and (9)(a) of, and paragraph 92 of Schedule...
24. Secondary Legislation
25. Police and Crime Commissioner Elections (Functions of Returning Officers) Regulations...
26. Police and Crime Commissioner Elections (Returning Officers' Accounts) Regulations 2012....
27. Police and Crime Commissioner (Elections) Order 2012.
28. The following provisions of Schedule 2 to the Local Government...
29. Article 7 of the Chancellor of the Duchy of Lancaster...
30. Police and Crime Commissioner (Elections) Order 2015.
31. Transfer of Functions (Police and Crime Commissioner Elections) Order 2015....
32. Police and Crime Commissioner (Designation of Police Area Returning Officers)...

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33. Police and Crime Commissioner (Designation of Local Authorities) Order 2015....
34. Police and Crime Commissioner (Local Returning Officers' and Police Area...
35. The Police and Crime Commissioner Elections (Amendment) Order 2016.
36. Police and Crime Commissioner Elections (Returning Officers' Accounts) (Amendment) Regulations...

Explanatory Note

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### **Changes and effects yet to be applied to :**

- Sch. 1 para. 1 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 2 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 3 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 4 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 5 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 6 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 7 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 8 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 9 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 10 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 11 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 12 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 13 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 14 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 15 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 16 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 17 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 18 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 19 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 20 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 21 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 22 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 23 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 24 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 25 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 26 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 27 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 28 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 29 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 30 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 31 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 32 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 33 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 34 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 35 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 36 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 37 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 38 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
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- Sch. 1 para. 40 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 41 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 42 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 43 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 44 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 45 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 46 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 47 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 48 coming into force by [S.I. 2017/470 art. 1\(2\)](#)
- Sch. 1 para. 49 coming into force by [S.I. 2017/470 art. 1\(2\)](#)



**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 1 para. 55(4A) inserted by S.I. 2018/444 art. 4(3)(c)
- Sch. 2 para. 37 inserted by S.I. 2021/179 reg. 3(1)
- Sch. 2 para. 38 inserted by S.I. 2021/390 art. 10(1)
- art. 35 words substituted by S.I. 2017/1250 reg. 35(2)
- art. 51(2)(f) words substituted by S.I. 2017/1250 reg. 35(3)